

WILSON, ELSE, MOSKOWITZ,
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 Attorneys for Defendants
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 Attn: Peter A. Meisels (PM-5018)
 Lalit K. Loomba (LL-9755)

UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK

-----	X	07 Civ. 2916 (CLB)
ARAZ ALALI,	:	
	:	
Plaintiff,	:	
	:	
-against-	:	
	:	
ALBERTO DeBARA, individually, KYLE WILSON,	:	NOTICE OF MOTION FOR
individually, EDWARD AUSTIN, individually,	:	SUMMARY JUDGMENT
GEORGE MARSHALL, individually, HUMBERTO	:	
MORRELL, individually, MATTHEW BRADY,	:	
individually, ANTHONY MUPRHY, individually,	:	
ROBERT GAZZOLA, individually, PATRICK J.	:	
CARROLL, individually, and the CITY OF NEW	:	
ROCHELLE, New York,	:	
	:	
Defendants.	:	
-----	X	

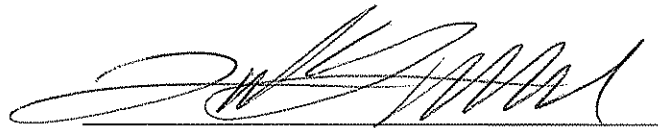
PLEASE TAKE NOTICE that upon the annexed statement of undisputed facts submitted pursuant to Local Rule 56.1 dated May 29, 2008; the annexed declaration of Lalit K. Loomba, Esq., dated May 29, 2008, and the exhibits thereto; the annexed affidavit of Det. Lt. James Fortunato, sworn to July 30, 2007; the annexed affidavit of Det. Lt. Gary Robinson, sworn to May 27, 2008; the accompanying memorandum of law dated May 29, 2008, and all the prior proceedings herein, defendants Alberto DeBara, Kyle Wilson, Edward Austin, George Marshall, Humberto Morrell, Matthew Brady, Anthony Murphy, Robert Gazzola, Patrick J. Carroll (the "Individual Defendants") and the City of New Rochelle (the "City") (collectively, the

"Defendants"), will move this Court, before the Hon. Charles L. Brieant, on July 18, 2008, at 10:00 a.m., or as soon thereafter as counsel may be heard, for an Order, pursuant to Rule 56 of the Federal Rules of Civil Procedure granting summary judgment to the defendants, and for such other, different and further relief as the Court in its discretion may deem just and proper.

Dated: White Plains, New York
May 29, 2008

Respectfully submitted,

WILSON, ELSER, MOSKOWITZ,
EDELMAN & DICKER LLP
Attorneys for Defendants

A handwritten signature in black ink, appearing to read 'Lalit K. Loomba', is written over a horizontal line.

By: Lalit K. Loomba (LL-9755)

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TO: LOVETT & GOULD, LLP
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